



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: P. RUBIN

Application No.: 10/084,250

Filed: February 28, 2002

For: METHODS AND COMPOSITIONS USING
NORASTEMIZOLE IN COMBINATION
WITH LEUKOTRIENE INHIBITORS

Group Art Unit: 1616

Examiner: M. Haghighatian

Attorney Docket No.: 4821-469

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RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is in response to the Office Action dated December 4, 2002 in which the application was examined for restriction purposes only.

Applicant respectfully requests entry of the following remarks and provisional election.

REMARKS

The Examiner required restriction between Group I, claims 7-11, 30-41, drawn to a method of treating dermatitis, classified in class 514, subclass 861; Group II, claims 12-16, 30-41, drawn to a method of treating allergic rhinitis, classified in class 514, subclass 853; Group III, claims 17-21, 30-41, drawn to a method of treating inflammation, classified in class 514, subclass 886; Group IV, claims 22-41, drawn to a method of treating a condition, classified in class 514, subclass various; and Group V, claims 42-49, drawn to compositions, classified in class 424, subclass various. Applicant respectfully elects the claims of Group II.

The Examiner has further required two elections of species. In the first election of species requirement, Applicant is requested to identify one specific dosage form. Applicant respectfully elects the oral solid dosage form

For the second election of species requirement, Applicant is requested to identify one specific leukotriene inhibitor. Applicant respectfully elects montelukast as the leukotriene inhibitor.

No fee is believed to be due for the submission of this response. Should any fees be required, please charge such fees to Pennie & Edmonds deposit account no. 16-1150.

Respectfully submitted,

Date: December 13, 2002

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